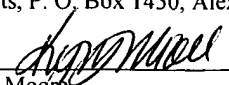


AF\$
2740CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to Mail Stop AF, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on March 6, 2006.


 Kym Moore
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Date: March 6, 2006

Joseph Wayne FREEMAN et al.

Confirmation No.: 7103

Serial No.: 10/064,087

Group Art Unit: 2115

Filed: June 10, 2002

Examiner: Cao, Chun

For: DYNAMIC HARDFILE SIZE ALLOCATION TO SECURE DATA

Mail Stop AF
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

NOTICE OF APPEAL UNDER 37 CFR §41.31

Sir:

In the Final Office Action dated November 4, 2005, and in the Advisory Action dated February 17, 2006, the Examiner rejected Claims 1-6 and 13-30. In response, Applicant hereby appeals to the Board the decision of the Primary Examiner. An Appellant's Brief will be filed within two months from the date of this notice.

Please charge \$500.00 to Deposit Account No. 50-3533 (Lenovo, Inc.) for payment of the Notice of Appeal filing fee. The Commissioner is hereby authorized to charge any fees additional fees required by this communication to Deposit Account 50-3533 (Lenovo, Inc.)

If any unresolved issues remain, please contact Applicant's attorney at the telephone number indicated below.

03/10/2006 DEMMANU1 00000058 503533 10064087

02 FC:1401 500.00 DA

March 6, 2006

Date

03/10/2006 DEMMANU1 00000058 503533 10064087

01 FC:1251 120.00 OP

Respectfully submitted,

SAWYER LAW GROUP LLP


 Kelvin M. Vivian

Attorney for Applicants

Reg. No. 53,727

(650) 493-4540



TRANSMITTAL FORM

Attorney Docket No.
RPS920020025US1/2420PIn re the application of: **Joseph Wayne FREEMAN et al.**Confirmation No: **7103**Serial No: **10/064,087**Group Art Unit: **2115**Filed: **June 10, 2002**Examiner: **Cao, Chun**For: **Dynamic Hardfile Size Allocation to Secure Data**

| ENCLOSURES (check all that apply) | | | | | |
|-------------------------------------|---|---|--|-------------------------------------|---|
| <input type="checkbox"/> | Amendment/Reply | <input type="checkbox"/> | Assignment and Recordation Cover Sheet | <input type="checkbox"/> | After Allowance Communication to Group |
| <input type="checkbox"/> | After Final | <input type="checkbox"/> | Part B-Issue Fee Transmittal | <input checked="" type="checkbox"/> | Notice of Appeal |
| <input type="checkbox"/> | Information disclosure statement | <input type="checkbox"/> | Letter to Draftsman | <input type="checkbox"/> | Appeal Brief |
| <input type="checkbox"/> | Form 1449 | <input type="checkbox"/> | Drawings | <input type="checkbox"/> | Status Letter |
| <input type="checkbox"/> | (X) Copies of References | <input type="checkbox"/> | Petition | <input checked="" type="checkbox"/> | Postcard |
| <input checked="" type="checkbox"/> | Extension of Time Request * | <input type="checkbox"/> | Fee Address Indication Form | <input type="checkbox"/> | Other Enclosure(s) (please identify below): |
| <input type="checkbox"/> | Express Abandonment | <input type="checkbox"/> | Terminal Disclaimer | | |
| <input type="checkbox"/> | Certified Copy of Priority Doc | <input type="checkbox"/> | Power of Attorney and Revocation of Prior Powers | | |
| <input type="checkbox"/> | Response to Incomplete Appln | <input type="checkbox"/> | Change of Correspondence Address | | |
| <input type="checkbox"/> | Response to Missing Parts | *Extension of Term: Pursuant to 37 CFR 1.136, Applicant petitions the Commissioner to extend the time for response for one month(s), from February 4, 2006 to March 4, 2006. | | | |
| <input type="checkbox"/> | Executed Declaration by Inventor(s) | | | | |
| CLAIMS | | | | | |
| FOR | Claims Remaining After Amendment | Highest # of Claims Previously Paid For | Extra Claims | RATE | FEE |
| Total Claims | 24 | 25 | 0 | \$ 50.00 | \$ 0.00 |
| Independent Claims | 10 | 10 | 0 | \$200.00 | \$ 0.00 |
| | | | | Total Fees | \$ 0.00 |
| METHOD OF PAYMENT | | | | | |
| <input checked="" type="checkbox"/> | Check no. 10189 in the amount of \$120.00 is enclosed for payment of extension fee. | | | | |
| <input checked="" type="checkbox"/> | Charge \$500.00 to Deposit Account No. 50-3533 (Lenovo, Inc.) for payment of appeal fee. | | | | |
| <input checked="" type="checkbox"/> | Charge any additional fees or credit any overpayment to Deposit Account No. 50-3533 (Lenovo, Inc.). | | | | |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | |
|--|-----------------------------------|
| Attorney Name | Kelvin M. Vivian, Reg. No. 53,727 |
| Signature | |
| Date | March 6, 2006 |
| CERTIFICATE OF TRANSMISSION/MAILING | |
| I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on March 6, 2006 . | |
| Type or printed name | Kym Moore |
| Signature | |